

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office MAY 08 1992

Returned to applicant for correction _____

Corrected application filed _____ Map filed MAY 08 1992

The applicant Las Vegas Valley Water District, a quasi-municipal corporation
3700 W. Charleston Boulevard of Las Vegas
Street and No. or P.O. Box No. City or Town
Nevada 89153 hereby make S application for permission to change the
State and Zip Code No. point of diversion
Point of diversion, manner of use, and/or place of use
of water heretofore appropriated under Application No. 54077
Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and
identify right in Decree.

1. The source of water is The Virgin River, Hydrographic Area 222
Name of stream, lake, underground spring or other source.
2. The amount of water to be changed 500 cfs
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for municipal and domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore permitted for municipal and domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
5. The water is to be diverted at the following point located within the SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 32, T14S.,
Describe as being within a 40-acre subdivision of public survey and by course and
distance to a section corner. If on unsurveyed land, it should be stated.
R.69E., M.D.B.&M., or at a point from which the southeast corner of Section 28,
T.14S., R.69E., M.D.B.&M., bears N. 73 $^{\circ}$ 45' 52" E., a distance of 7597 feet.
6. The existing permitted point of diversion is located within located within the NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 13,
If point of diversion is not changed, do not answer.
T.14S., R.69E., M.D.B.&M., or at a point from which the southeast corner of
said Section 13 bears S. 42 $^{\circ}$ 05' 24" E., a distance of 5857 feet.
7. Proposed place of use Described in letter dated March 22, 1990, by Ross De Lipkau
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
on file with Application No. 54077 incorporated hereinby reference.
8. Existing place of use Described in letter dated March 22, 1990, by Ross De Lipkau
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
manner of use of irrigation permit, describe acreage to be removed from irrigation.
on file with Application No. 54077 incorporated hereinby reference.
9. Use will be from January 1 to December 31 of each year.
Month and Day Month and Day
10. Use was permitted from January 1 to December 31 of each year.
Month and Day Month and Day
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
specifications of your diversion or storage works.) water is to be diverted via diversion structure
and conveyed to points of use via pipelines, pumping stations, and distribution system. (222-1S)
State manner in which water is to be diverted, i.e. diversion structure,
ditches, pipes and flumes, or drilled well, etc.
12. Estimated cost of works Unknown at this time
13. Estimated time required to construct works Minimum 20 years

14. Estimated time required to complete the application of water to beneficial use. Minimum 20 years
15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:
- Letter dated March 22, 1990, by Ross De Lipkau on file with Application No.
- 54077 is incorporated hereinby reference.

By s/David A. Donnelly 5/7/92
David A. Donnelly, P.E., N.S.W.R.S., No. 880
3700 West Charleston Boulevard
Las Vegas, Nevada 89153

Compared bc/bc jr/vjw

Protested 8/16/92 by; Nevada Outdoor Recreation Assoc: 8/17/92 by; U.S. Fish & Wildlife Service;
U.S. Dep. of the Interior Nat. Park Service; the City of Messquite; Citizen Alert

Pro. Overruled 11/10/94

See Ruling #4151 APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion of the waters of the Virgin River as heretofore granted under Permit 54077 is issued subject to the terms and conditions imposed in said Permit 54077 and with the understanding that no other rights on the source will be affected by the change proposed herein. A measuring device must be installed and measurements of water use kept.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

If this permit is cancelled or withdrawn, the water will revert to the source and not to the base right.

This permit is issued in accordance with the State Engineer's Ruling No. 4151 issued November 10, 1994 and with the understanding that this permit is issued subject to the stipulations between the permittee and the United States and the permittee and the Bunkerville Irrigation Company.

This permit is also issued subject to further study to determine the exact amount of water that can be diverted and placed to beneficial use but shall in all cases be limited to 700.0 cubic feet per second not to exceed 190,000 acre-feet seasonally.

(CONTINUED ON PAGE 2)

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 500.0 cubic feet per second but not to exceed 60,000.0 acre-
feet seasonally.

Work must be prosecuted with reasonable diligence and be completed on or before January 5, 2000

Proof of completion of work shall be filed before February 5, 2000

Application of water to beneficial use shall be made on or before January 5, 2005

Proof of the application of water to beneficial use shall be filed on or before February 5, 2005

Map in support of proof of beneficial use shall be filed on or before N/A

Completion of work filed.....

Proof of beneficial use filed.....

Cultural map filed.....

Certificate No.....Issued.....

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.
State Engineer of Nevada, have hereunto set my hand and the seal of my
office, this 6th day of January
A.D. 19 95
R. Michael Turnipseed, P.E.
State Engineer

(PERMIT TERMS CONTINUED)

The period of use of this permit is limited from October 1st to May 30th of the following year.

All measurements taken at the point of diversion shall be made on a daily basis and those records submitted to the State Engineer on a monthly basis within 15 days after the end of each month.